

RECEIVED
CENTRAL FAX CENTER

JUL 14 2010



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.govDavis Wright Tremaine LLP - San Francisco
505 Montgomery Street
Suite 800
San Francisco, CA 94111

MAILED

JUL 06 2010

OFFICE OF PETITIONS

ON PETITION

RECEIVED
JUL 07 2010

BY: _____

In re Application of
Per Thor Straten, et. al.
Application No. 10/553,078
Filed: June 23, 2006
Attorney Docket No. 0088562-001US0

This is a decision on the request under 37 CFR 3.81(b)¹, filed May 19, 2010, to correct the name of the assignee on the front page of the above-identified patent by way of a Certificate of Correction.

It is noted that the request under 37 CFR 3.81(b) is signed by Stephanie X. Wang. However, the registration number listed on the present request is that of another name (Xuefang Wang). Therefore, the present request cannot be accepted at this time.

In view of the above, the petition is dismissed.

Further correspondence with respect to this matter should be addressed as follows:

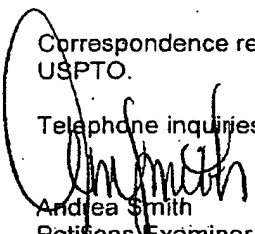
By mail: Mail Stop PETITION
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

By hand: U. S. Patent and Trademark Office
Customer Service Window, Mail Stop Petitions
Randolph Building
401 Dulany Street
Alexandria, VA 22314

The centralized facsimile number is (571) 273-8300.

Correspondence regarding this decision may also be filed through the electronic filing system of the USPTO.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.


Andrea Smith
Petitions Examiner
Office of Petitions

¹ See MPEP 1309, subsection II; and Official Gazette of June 22, 2004.

ATTORNEY: <u>DWT/SXW/HOH</u>	DATE: <u>07-08-10</u>
ACTION: <u>GRANTED</u>	DUE: _____
ACTION: _____	DUE: _____
DOCKETED BY: <u>BT</u>	DATE: <u>07-08-10</u>
VERIFICATION BY: _____	DATE: _____

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	STRATEN, <i>et al.</i>		
Assignee:	Survac ApS		
Title:	THERAPEUTIC CANCER VACCINE		
Patent No.:	7,687,465	Issue Date:	March 30, 2010
Application No.:	10/553,078	Filing Date:	June 23, 2006
Examiner:	Christopher H. Yaen	Group Art Unit:	1643
Docket No.:	0088562-001US0	Conf. No.:	9104

Office of PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE OF PETITIONS

Dear Sir:

A request was submitted under 37 C.F.R. § 3.81(b) on May 19, 2010 ("Request"), to correct the name of the assignee on the front page of the above-identified patent by way of a Certificate of Correction.

According to the attached Notice issued by the U.S. Patent and Trademark Office, the Request was dismissed by Examiner Andrea Smith at the Office of Petitions. In particular, the Examiner determined that

...the request under 37 CFR 3.81(b) is signed by Stephanie X. Wang. However, the registration number listed on the present request is that of another name (Xuefang Wang). Therefore, the present request cannot be accepted at this time.

Petitioner respectfully points out that the Examiner's determination was incorrect. The Examiner is referred to the attached copy of a Grant of Limited Recognition ("Grant"), signed by Mr. Harry Moatz, Director of Enrollment and Discipline.

Attorney Docket No.: 0088562-001US0
Patent No.: 7,687,465 issued from Application No. 10/553,078
FILED VIA FACSIMILE

**RECEIVED
CENTRAL FAX CENTER**

JUL 14 2010

The Grant explicitly provides that the practitioner who signed the Request of May 19, 2010, Stephanie Xuefang Wang, was granted Limited Recognition No. L0547 pursuant to 37 C.F.R. § 11.9(b), to practice before the U.S. Patent and Trademark Office. In the letter dated May 4, 2010 accompanying the Grant, it was specified that the Limited Recognition No. should only be used in association with the firm of Davis Wright Tremaine LLP due to Petitioner's visa type at the time. A copy of the letter is also attached for your reference.

Based on the foregoing, the use of Limited Recognition No. L0547 by Stephanie X. Wang was in compliance with the rules and only after the Limited Recognition was Granted on May 4, 2010. Thus, the Request of May 19, 2010 was correctly submitted under the name of "Stephanie X. Wang." Accordingly, Petitioner respectfully request that the Request be granted and that a Certificate of Correction be issued in connection with the above-identified patent.

No fee is believed due for this letter. Please direct all inquiries concerning this Request to the undersigned attorney at (415) 276 6500.

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

Date: July 14, 2010

By: 

Dale C. Hunt
Attorney of Record
Registration No. 41,857

505 Montgomery Street, Suite 800
San Francisco, CA 94111-6533
Phone: (213) 633-8670
Facsimile: (415) 276-6599

RECEIVED
CENTRAL FAX CENTER
JUL 14 2010

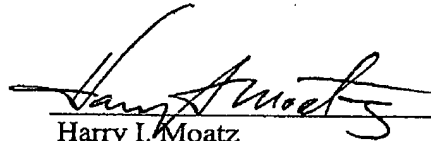
**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATES PATENT AND TRADEMARK OFFICE**

LIMITED RECOGNITION UNDER 37 CFR § 11.9(b)

Stephanie Xuefang Wang is hereby given limited recognition under 37 CFR § 11.9(b) as an employee of Davis Wright & Tremaine LLP to prepare and prosecute patent applications in which the patent applicant is a client of Davis Wright & Tremaine LLP, and an attorney or agent of record in the applications is a registered practitioner with Davis Wright & Tremaine LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Stephanie Xuefang Wang ceases to lawfully reside in the United States, (ii) Stephanie Xuefang Wang's employment with Davis Wright & Tremaine LLP ceases or is terminated, or (iii) Stephanie Xuefang Wang ceases to remain or reside in the United States on an H-1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the United States Patent and Trademark Office.

Limited Recognition No. L0547
Expires: January 13, 2013



Harry I. Moatz
Director of Enrollment and Discipline

RECEIVED
CENTRAL FAX CENTER

JUL 14 2010

UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICE OF ENROLLMENT AND DISCIPLINE

MAY - 4 2010

Stephanie Xuefang Wang, Ph.D.
DAVIS WRIGHT & TREMAINE LLP
505 Montgomery Street
Suite 800
San Francisco, CA 94111

Dear Dr. Wang:

This is in response to your April 12 and April 21, 2010 submissions of materials relating to your current visa status. Your limited recognition number is L0547.

Your application reveals that you are a citizen of the People's Republic of China. Documents you furnished, including a copy of a Petition for a Nonimmigrant Worker (Petition), reveal that you are present in the United States as a nonimmigrant temporarily residing in the United States on an H-1 visa petition filed by Davis Wright & Tremaine LLP. Your authorization for employment arises under the provisions of 8 CFR § 274a.12(b). The authorization is valid to January 13, 2013.

The United States Citizenship and Immigration Services ("USCIS") has authorized your employment in the United States by Davis Wright & Tremaine LLP, the party that submitted the employment Petition. You are subject to employment restrictions described in one or more sections of Chapter 1 of Title 8 of the Code of Federal Regulations. 8 CFR § 274a.12(b). You may be employed only by Davis Wright & Tremaine LLP for the period authorized by the USCIS. Any change in employment or training requires a new petition and approval from the INS. 8 CFR § 214.1(e). Any unauthorized employment by a nonimmigrant constitutes a failure to maintain status.

In view of the limitations placed upon you by your visa, it would appear that you would not be free to be employed by other than your present employer, Davis Wright & Tremaine LLP, or to acquire your own clients. You are not being registered to practice in patent cases before the United States Patent and Trademark Office ("Office"). However, you have passed the examination and demonstrated possession of the required technical qualifications. Thus, pursuant to 37 CFR § 11.9(b), you are hereby granted limited recognition until expiration of your visa, *i.e.*, until January 13, 2013, to prosecute patent applications in which the patent applicant is a client of Davis Wright & Tremaine LLP, and an attorney or agent of record in the applications is a registered practitioner with Davis Wright & Tremaine LLP. However, if prior to January 13, 2013, your employer changes, your visa status changes, or you cease to reside in the United States, your limited recognition shall automatically expire.

Mail Stop OED, P.O. Box 1450, Alexandria, Virginia 22313-1450 - www.USPTO.GOV

Stephanie Xuefang Wang, Ph.D.

Page 2

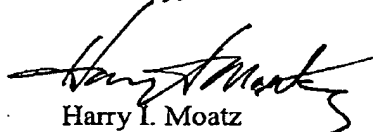
You may hold yourself out as having been granted limited recognition to practice in patent cases before the Office. You are not authorized to hold yourself out as being registered to practice in patent cases before the Office, as being a registered patent attorney, as being a registered patent agent, or as being a registered practitioner. You may apply for registration if your immigration status changes to United States permanent residence or citizenship.

The limited recognition granted herein may be extended if, prior to the expiration period of your currently authorized employment, (1) the USCIS grants you an extension of your current visa to remain in the United States, (2) the USCIS authorizes you to be employed by the same employer in the same capacity of preparing and prosecuting patent applications for others before the USPTO, and (3) you file a request for an extension of the limited recognition, together with a copy of all documents submitted and received from the USCIS for the extension of the visa, before the expiration date of the limited recognition granted herein. Consistent with the terms of 37 CFR § 11.11, you are required to promptly notify the Director of any change of address. See 37 CFR § 10.23(c)(14).

Enclosed is a master copy of a grant of limited recognition. The original grant of limited recognition is on file in the Office of Enrollment and Discipline. The grant includes your limited recognition number. The limited recognition number must be included under your signature in each document you file in each patent application you prosecute. You must also include your limited recognition number in all correspondence with the Office of Enrollment and Discipline. You may use your limited recognition number to obtain or be added to an existing customer number and to access PAIR. Information regarding the customer number is attached.

If you cease to lawfully reside in the United States, if your visa expires, or you change employers, whichever occurs first, you must promptly file notice of the same and withdraw from representation in each patent application in which you have used your limited recognition number. You also must file notice with the Office of Enrollment and Discipline. You may no longer use your limited recognition number if you cease to lawfully reside in the United States, if your visa expires, or if your employment with Davis Wright & Tremaine LLP ceases or is terminated.

Sincerely,



Harry I. Moatz
Director of Enrollment and Discipline

Encl.: Master Copy of Limited Recognition